| UNITED STATES DISTRICT CO | )URT |
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| WESTERN DISTRICT OF NEW   | YORK |

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UNITED STATES OF AMERICA,

Plaintiff,

DECISION AND ORDER

07-CR-6059L

v.

CHRISTOPHER L. MARTIN,

Defendant.

On May 4, 2007, United States Magistrate Judge Marian W. Payson issued a Report and Recommendation recommending that defendant, Christopher L. Martin, now be found competent to stand trial. Both the Government and defense counsel agreed to such a recommendation. No objections, therefore, have been filed concerning the Report and Recommendation. I adopt and accept the Report and Recommendation.

## CONCLUSION

I adopt and accept the Report and Recommendation (Dkt. # 23) filed by United States Magistrate Judge Marian W. Payson on May 4, 2007. I find that defendant, Christopher L. Martin,

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is now competent to stand trial; he understands the nature and consequences of the proceedings against him and is able to assist in his defense.

IT IS SO ORDERED.

DAVID G. LARIMER United States District Judge

Dated: Rochester, New York May 29, 2007.